

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
FLORENCE DIVISION  
4:11-CV-124-RBH

RBC BANK (USA),

Plaintiff,

v.

THOMAS DARIN EPPS, DUNES  
MORTGAGE LLC, SYNERGY  
INVESTMENT GROUP LLC, JEREMY  
EASON, JJE ENTERPRISES LLC a/k/a J&J  
ENTERPRISES, MALIA MCCAFFREY,  
PRODIGY CONSULTING, LLC, LINDA L.  
STEELE, LINBRANDT, LLC, JOSEPH  
GRAY, JACQUELINE GRAY, WEST COAST  
FUNDING, LLC, THERESA FESCHUK,  
MAJ, LLC, ZAG, LLC, ALISSA SMITH,  
EAST COAST FUNDING, LLC, CASA MIA,  
INC. a/k/a/ CASA MIA DEVELOPMENT,  
LLC, J&M MORTGAGE SERVICES, INC.  
a/k/a/ CHALLENGE HOME EQUITY, MIKE  
WIMBERLY, ZEREKO NEVADA, INC.,  
YOUVAL GERINGER, STONEGATE  
PROPERTIES, INC., JOHN M. WARNER,  
JR., WARFIN DEVELOPERS, LLC, THERON  
FLOYD, TRINITY DEVELOPMENT, LLC,  
LARRY PROSSER, DUPLEX  
DEVELOPMENT, INC., JOHN MARKS,  
ACTION BUILDERS OF MYRTLE BEACH,  
LLC, DAVID L. BRIDGES, JR., ALVIN H.  
SHUMAN, MCKEAN PROPERTIES, LLC,  
DAVID THOMAS HIX, JR., MYRTLE  
BEACH VILLAS, LLC, DAVID  
O'CONNELL, JEFFERY TODD SHOUP,  
ATLANTIS VILLAS OF NMB, LLC,  
MATTHEW SKINNER, and BILLY JAMES  
BARFIELD,

Defendants.

**CONSENT ORDER DISMISSING  
PLAINTIFF'S CLAIMS AGAINST  
JOHN MARKS AND  
ACTION BUILDERS OF  
MYRTLE BEACH, LLC**

This matter comes before me upon the motion by Plaintiff RBC Bank to dismiss with prejudice the Plaintiff's claims against Defendants John Marks and Action Builders of Myrtle Beach, LLC. Defendants John Marks and Action Builders of Myrtle Beach, LLC consent to this motion.

It having been made to appear to the court that RBC Bank, John Marks, and Action Builders of Myrtle Beach, LLC agree and consent to the dismissal of the claims with prejudice against defendants John Marks and Action Builders of Myrtle Beach, LLC,

IT IS HEREBY ORDERED that the claims of RBC Bank against defendants John Marks and Action Builders of Myrtle Beach, LLC are hereby dismissed with prejudice.

IT IS SO ORDERED.

June 12, 2012

s/R. Bryan Harwell  
R. Bryan Harwell  
United States District Judge

I SO MOVE:

**POYNER SPRUILL LLP**

By:s/ Gerald F. Meek  
Gerald F. Meek  
District Court ID No. 11174  
301 South College Street, Suite 2300  
Charlotte, NC 28202  
Telephone: 704.342.5306  
Facsimile: 704.342.5264  
Email: [jmeek@poynerspruill.com](mailto:jmeek@poynerspruill.com)

*COUNSEL FOR THE PLAINTIFF*

I SO CONSENT:

**MCANGUS GOODELOCK  
AND COURIE, LLC**

By:s/Robert C. Calamari  
Robert C. Calamari  
District Court ID No. 5735  
2411 N Oak Street, Suite 401  
Myrtle Beach, SC 29577  
Telephone: 843.848.6000  
Facsimile: 843.449.2306  
Email: [bob.calamari@mgclaw.com](mailto:bob.calamari@mgclaw.com)

*COUNSEL FOR DEFENDANTS  
JOHN MARKS and ACTION BUILDERS  
OF MYRTLE BEACH LLC*